

1 James C. Shah (SBN 260435)
SHEPHERD, FINKELMAN, MILLER & SHAH, LLP
2 401 West A Street, Suite 2350
San Diego, CA 92101
3 Telephone: (619) 235-2416
jshah@sfmslaw.com

4 CHIMICLES & TIKELLIS LLP
5 Steven A. Schwartz
Timothy N. Mathews
6 361 W. Lancaster Avenue
Haverford, PA 19041
7 Telephone: (610) 642-8500

8 Attorneys for Plaintiff and on Behalf
of All Others Similarly Situated

9 Scott D. Baker (SBN 84923)
10 Jonah D. Mitchell (SBN 203511)
James A. Daire (SBN 239637)
11 Christine M. Morgan (SBN 169350)
12 REED SMITH LLP
101 Second Street, Suite 1800
13 San Francisco, CA 94105
Telephone: (415) 543-8700

14 Attorneys for Defendant
15 SAFEWAY INC.

16 UNITED STATES DISTRICT COURT
17
18 NORTHERN DISTRICT OF CALIFORNIA

19 MICHAEL RODMAN, on behalf of himself
20 and all others similarly situated,

21 Plaintiff,

22 v.

23 SAFEWAY INC.,

24 Defendant.

Case No. 11-03003 JST (JCS)

**JOINT STIPULATION AND ~~PROPOSED~~
ORDER REGARDING BRIEFING
SCHEDULE FOR PLAINTIFF'S MOTION
FOR SANCTIONS**

Plaintiff Michael Rodman on behalf of himself and the certified Class ("Plaintiff") and Defendant, Safeway Inc. ("Safeway") stipulate as follows:

WHEREAS, the Court entered final judgment (Dkt. No. 406) in favor of Plaintiff for breach of contract damages plus pre-judgment interest and against Safeway Inc. ("Safeway");

WHEREAS, Safeway filed a notice of appeal (Dkt. No. 408), which appeal is pending before the United States Court of Appeals for the Ninth Circuit;

WHEREAS, Plaintiff filed a Motion for Sanctions on April 6, 2016 (Dkt. No. 434);

WHEREAS, Safeway's opposition is currently due on May 4, 2016 and Plaintiff's reply is currently due on May 25, 2016 (Dkt. No. 432);

WHEREAS, the parties have agreed to a one week extension for each of their respective deadlines; and

WHEREAS, the agreement leaves more than two weeks between Plaintiff's reply and the previously scheduled hearing date, which the parties are not seeking to change.

NOW, THEREFORE, the parties to the above-captioned action hereby stipulate and agree that, subject to approval by the Court, the deadlines for Plaintiff's Motion for Sanctions shall be modified as follows:

Event	Current Date	Proposed New Date
Deadline for Safeway to respond	May 4, 2016	May 11, 2016
Plaintiff's reply	May 25, 2016	June 4, 2016
Hearing on Plaintiff's motion for sanctions	June 16, 2016	No change

1 IT IS SO STIPULATED.

2 Dated: April 28, 2016

Dated: April 28, 2016

3 REED SMITH LLP

CHIMICLES & TIKELLIS LLP

4 By: /s/ James A. Daire*
5 Scott D. Baker (SBN 84923)
6 Jonah D. Mitchell (SBN 203511)
7 James A. Daire (SBN 239637)
8 Christine M. Morgan (SBN 169350)
9 101 Second Street, Suite 1800
10 San Francisco, CA 94105
11 Telephone: (415) 543-8700
12 Facsimile: (415) 391-8269

13 Attorneys for Defendant
14 SAFEWAY INC.

By: /s/ Timothy N. Mathews
Steven A. Schwartz (pro hac vice)
Timothy N. Mathews (pro hac vice)
361 W. Lancaster Ave.
Haverford, PA 19041
Telephone: (610) 642-8500
Facsimile: (610) 649-3633

James C. Shah (SBN 260435)
Rose F. Luzon (SBN 221544)
SHEPHERD, FINKELMAN,
MILLER & SHAH
401 West A Street, Suite 2350
San Diego, CA 92101
Telephone: (619) 235-2416
Facsimile: (866) 300-7367

Attorneys for Plaintiff
MICHAEL RODMAN and the Class

15 * I, James A. Daire, am the ECF User whose identification and password are being used to file this
16 document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Timothy N.
17 Mathews have concurred in this filing.
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PROPOSED ORDER

Good cause appearing therefore, PURSUANT TO STIPULATION, IT IS ORDERED THAT the deadlines for Plaintiff's motion for sanctions are modified as follows:

Event	Current Date	Proposed New Date
Deadline for Safeway to respond	May 4, 2016	May 11, 2016
Plaintiff's reply	May 25, 2016	June 4, 2016 June 1, 2016
Hearing on Plaintiff's motion for sanctions	June 16, 2016	No change

IT IS SO ORDERED.

Date: April 28 2016

